

MEMORANDUM  
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EDPMC  
Agenda Item No. 6(A)

TO: Honorable Chair Lynda Bell  
and Members, Economic Development and  
PortMiami Committee

DATE: February 14, 2013

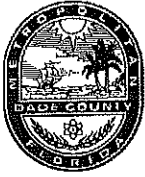
FROM: Christopher Agrippa  
Division Chief, Clerk of the Board Division

SUBJECT: Approval of Commission  
Committee Minutes

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Economic Development and PortMiami Committee:

**December 12, 2012, Economic Development & Social Services Committee**  
**January 16, 2013, Economic Development & Social Services Committee**

CA/js  
Attachment



Stephen P. Clark  
Government Center  
111 N.W. 1st Street  
Miami, FL 33128

## CLERK'S SUMMARY OF Meeting Minutes

### Economic Development & Social Services Committee

Rebeca Sosa (6) Chair; Jean Monestime (2) Vice Chair; Commissioners Bruno A Barreiro (5), Lynda Bell (8), Esteban L. Bovo, Jr. (13), and Dennis C. Moss (9)

Wednesday, December 12, 2012

9:30 AM

Commission Chambers

**Members Present:** Bruno A. Barreiro, Lynda Bell, Esteban L. Bovo, Jr., Jean Monestime, Dennis C. Moss, Rebeca Sosa.

**Members Absent:** None.

**Members Late:** None.

**Members Excused:** None.

**Members Absent County Business:** None.

#### 1 MINUTES PREPARED BY:

**Report:** Zorana Gainer, Commission Reporter  
305-375-3570

#### 1A MOMENT OF SILENCE

#### 1B PLEDGE OF ALLEGIANCE

#### 1C ROLL CALL

**Report:** The following staff members were present:

~Deputy Mayor Russell Benford  
~Assistant County Attorney Terrence Smith  
~Assistant County Attorney Cynthia Johnson-Stacks  
~Deputy Clerk Jovel Shaw  
~Deputy Clerk Zorana Gainer

Assistant County Attorney Terrence Smith noted there were no requested changes to today's (12/12) agenda.

It was moved by Commissioner Moss to set the agenda. This motion was seconded by Commissioner Monestime, and upon being put to a vote, passed by a vote of 5-0 (Commissioner Barreiro was absent).

**1D      SPECIAL PRESENTATIONS (Scheduled  
for 9:00 A.M.)****1E      DISCUSSIONS****1F      PUBLIC HEARING**

1F1

122421    Resolution

Economic Development & Social  
Services Committee

RESOLUTION APPROVING FY 2013 REQUEST FOR  
FUNDING (RFA) RECOMMENDATIONS FOR  
DOCUMENTARY SURTAX PROPOSED FUNDING FOR  
AFFORDABLE HOUSING DEVELOPMENT,  
HOMEBUYER COUNSELING AND EDUCATION AND  
MORTGAGE ASSISTANCE ACTIVITIES IN MIAMI-  
DADE COUNTY; AUTHORIZING THE COUNTY MAYOR  
OR COUNTY MAYOR'S DESIGNEE TO EXECUTE ALL  
LETTERS OF COMMITMENT, CONTRACTS,  
AGREEMENTS AND AMENDMENTS (Public Housing and  
Community Development)

*Amended*

**Report:**    *See Agenda Item 1F1 Amended; Legislative File  
No. 122461.*

1F1 Amended

**122461 Resolution**

RESOLUTION APPROVING FY 2013 REQUEST FOR FUNDING (RFA) RECOMMENDATIONS FOR DOCUMENTARY SURTAX PROPOSED FUNDING FOR AFFORDABLE HOUSING DEVELOPMENT, HOMEBUYER COUNSELING AND EDUCATION AND MORTGAGE ASSISTANCE ACTIVITIES IN MIAMI-DADE COUNTY; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE ALL LETTERS OF COMMITMENT, CONTRACTS, AGREEMENTS AND AMENDMENTS [SEE ORIGINAL ITEM UNDER FILE NO. 122421] (Public Housing and Community Development)

*Forwarded to BCC with a favorable recommendation with committee amendment(s)*

*Mover: Bell*

*Seconder: Moss*

*Vote: 6-0*

**Report:** *Assistant County Attorney Terrance Smith read the foregoing proposed resolution into the record.*

*Mr. Greg Fortner, Director, Public Housing and Community Development (PHCD) corrected the following scrivener's errors to the FY2013 Documentary Stamp Surtax (Surtax) Program outlined in Exhibit 1:*

*On Handwritten page 11, under Binder Number 61, the Activity Address field should read 501 N.W. 5th Avenue Florida City, Florida 33030; the District Activity is Located field should be 8 and the District Serving field should be 8.*

*On Handwritten page 12, under Binder Number 143, the District Activity is Located Address field should be 9; the District Serving field should be 9.*

*On Handwritten page 12, under Binder Number 50, the Activity Address field should read 13900 S.W. 268th Street Miami, Florida 33032; the District Activity is Located should be 9.*

*On Handwritten page 13, under Binder Number 62, the Activity Address field should read NW 25th Avenue and NW 187th Street Miami Gardens, Florida 33056; District Activity field should be 1.*

*On Handwritten page 13, under Binder Number 82, the Activity Address field should read 1301 N.W. 3rd Avenue, 243 NW 13th Street, 235 NW 13th Street and 1311 NW 2nd Court Miami, Florida 33136.*

*On Handwritten page 13, under Binder Number 134, the District Serving field should be 3.*

**Economic Development & Social Services Committee**

**CLERK'S SUMMARY OF**

**Meeting Minutes**

**Wednesday, December 12, 2012**

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*On Handwritten page 13, under Binder Number 44, the Activity Address field should read 400,420, 430 S.W. 8th Avenue Miami, Florida 33131.*

*On Handwritten page 14, under Binder Number 8, Activity Address field should read NW 2nd Avenue and NW 9th Street Miami, Florida 33136.*

*On Handwritten page 14, under Binder Number 133, the District Serving field should be 3.*

*On Handwritten page 14, under Binder Number 47, the Activity Address field should read 1975 Washington Avenue Miami Beach, Florida 33139.*

*On Handwritten page 15, under Binder Number 5, the District Activity field should be 3.*

*On Handwritten page 15, under Binder Number 145, the District Activity is Located field should be 9 and the District Serving field should be 9.*

*On Handwritten page 16, under Binder Number 149, the District Activity is Located field should be 3 and the District Serving field should be 3.*

*Chairwoman Sosa opened the public hearing, advising speakers they would be allowed three minutes to express their concerns.*

*The following persons appeared before the Committee in connection with the foregoing proposed resolution:*

*Mr. Oliver Gross, 8500 NW 25th Avenue Miami, Florida expressed appreciation and requested that committee members reconsider the funding recommendation for The Village Miami LTD project. He pointed out that the project was as shovel ready as the other projects that had been recommended to the committee and substantial expenditures had been made on the project; over \$9 million in NSP funds, as well as over \$500,000 in impact fees and water connection fees. Mr. Gross noted although this project was not funded due to mitigating circumstances, it was a project worthy of reconsideration and would contribute to the redevelopment of the area.*

*Mr. Francisco Diaz 4710 NW 6th Street Miami, Florida representative of United We All Can, which was a consortium of 501(C)(3) organizations that assisted homeless people within the community. He asked that the committee reconsider his organization for funding.*

## Economic Development & Social Services Committee

CLERK'S SUMMARY OF

Meeting Minutes

Wednesday, December 12, 2012

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Ms. Renita Holmes 5800 NW 7th Avenue Suite 213 Miami, Florida on behalf of Our Homes, she noted that she was focused on the projects that had people which were difficult to reach by other Community-based Organizations (CBOs). She asked that the committee review the funding gaps and issues of the CBOs in the consolidated plan. She expressed her concern regarding county departments being in many different locations, noting that senior citizens were having difficulty finding and getting to these county departments to conduct their business. Ms. Holmes expressed further concerns regarding CBOs receiving funding late and other issues. She asked that the committee review the consolidated plan and make the appropriate changes to the monitoring and compliance.

Mr. Richard Alayon, attorney representing Biscayne Housing, noted that Biscayne Housing had been the subject of a complaint which was completely unfounded and he had obtained a complete admission from the Florida Housing Finance Corporation (FHFC). Mr. Alayon pointed out that due to this complaint Biscayne Housing was not included in the original surtax allocation, however recently the FHFC sent a letter of admission indicating they were incorrect. He noted that he had provided county staff with this admission letter and requested that Biscayne Housing be reconsidered and included in the surtax allocation pool.

Mr. Gonzalo De Ramon, 150 SE 2nd Avenue, Biscayne Housing Group noted that he had received the final letter from the FHFC to receive the funding to move forward on the St. Martins Place development which would be geared toward low income and formerly homeless families.

Mr. Nick Inumdor, 445 NW 4th Street Suite 108, Miami, Florida, expressed appreciation to committee members for its funding recommendation to its Lyric Housing development project. He noted they expected to break ground within approximately six months.

Mr. Francisco Rojo, 1666 Kennedy Causeway Suite 505, Bay Village, Florida, representative of Landmark Companies noted that the City Heights development project had been recommended for partial funding. Mr. Rojo explained that he had written a letter requesting why the project had only received a partial funding recommendation.

*He asked that staff have a better system of communication regarding recommendations and whether they could be informed if additional funding became available or not.*

*Mr. Albert Milo, 315 S. Biscayne Boulevard Miami, Florida, representative of Principle Related Urban expressed appreciation for its funding recommendations.*

*Chairwoman Sosa closed the public hearing.*

*Chairwoman Sosa asked Mr. Greg Fortner to explain the process of making full recommendations versus partial recommendations to projects.*

*Following Mr. Fortner's explanation regarding making recommendations to projects, discussion ensued between Mr. Fortner and Committee members regarding the Biscayne Housing challenging the Florida Housing Finance Authority's complaint.*

*With regards to partial recommendations versus full recommendations, Mr. Fortner noted the preliminary feasibility analysis had not returned with enough resources to successfully complete the project, this analysis was used to not recommend The Village Miami project. He explained that projects that were not recommended could be revisited in the future.*

*With regards to the Biscayne Housing's complaint Mr. Fortner noted that when the applicant applied for funding they applied under the four percent category not the nine percent category and they were not approved for the nine percent of funding. He noted recently the applicant had applied for an appeal but it was after the process had closed and the applications and recommendations had already moved forward. Mr. Fortner stated funding can be revisited; he further noted the source of funding the applicant has identified on their application now was not put in the application when the applicant first applied. He also stated based on scoring the St. Martins project would not have scored high enough to receive funding.*

*Commissioner Monestime asked for clarification regarding The Villages project's feasibility research being returned without enough resources to complete the project.*

Mr. Fortner clarified that the feasibility report received from the underwriter noted that based on the information provided in the application they were unable to determine that the represented resources were adequate to complete and permanently finance the development. He noted that the funds requested from the County meet the program guidelines and limitation based on the information available, the funds requested from the county would fully fund the proposed development. Mr. Fortner explained that based on the information the developer put on the application, they could not determine that those sources of income were adequate enough to complete the project.

Further discussion ensued between Mr. Fortner and Committee members regarding scoring, application information and the feasibility study and why the Villages project was not granted any funding.

Commissioner Monestime expressed further concern noting that the developer had paid Water and Sewer and impact fees, and inquired why the project was not granted funding.

Mr. Fortner explained that the decision was based upon the information the applicant submitted.

Following Mr. Fortner's response to Commissioner Monestime's concerns, further discussion ensued between Committee members and Mr. Fortner regarding the process of making recommendations for surtax funding.

Commissioner Bovo noted that the Biscayne Housing project had unfounded allegations and inquired whether they were able to apply and asked Mr. Fortner to explain this situation.

Mr. Fortner noted that Biscayne Housing representatives had applied for the 9% tax credit which was not approved, they appealed and won, when they put a new application in they had not been awarded the 9% tax credits therefore this was based upon their project being financed by a 4% tax credit.

Commissioner Bovo asked Mr. Fortner to meet with him at a later date to remedy this situation and noted that he had concerns about the false allegations against Biscayne Housing.

Mr. Fortner pointed out that any allegations that



the Florida Housing Finance Corporation made had no bearing on the application that Biscayne Housing provided to PHCD Department; the recommendations were based on the information at the time the application was received. He noted that his staff was aggressively reviewing opportunities to recapture and reallocate funds that had not been allocated over many years. Mr. Fortner explained that PHCD will have supplemental recommendations in the near future, those that were not recommended can work with PHCD's underwriters and staff to show that whichever issues existed were remedied so the funding can move forward.

Commissioner Barreiro noted there were many quality projects in his District (Dist 5). He noted there were two in particular that were not funded. He pointed out both projects were large senior citizens developments and the issue was buying down the rent payments so that the units will be affordable for the seniors.

Further discussion ensued between Mr. Fortner and Committee members regarding the application process, and Biscayne Housing.

Commissioner Moss pointed out that the process was a good one which allowed an opportunity for recaptured funds to address some of the concern that had been raised today (12/12). He noted his concern regarding the Biscayne Housing matter, and stated he was glad the issue had been resolved.

Chairwoman Sosa noted there were five Public Housing Projects that needed to be closed by the end of the year and the process should not be held up. She inquired how soon Mr. Fortner and the PHCD's staff could begin the recapturing of funds from projects that had been approved but had not moved forward, and reallocate that funding to projects that are shovel ready. Commissioner Sosa suggested as a solution there should be a set time if a project is not moved on, the funds be recaptured immediately.

Responding to Commissioner Sosa's inquiry, Mr. Fortner noted that it was staff's intent to provide to the Committee in February because the recapture reallocation process for surtax did not require any public process.

In an effort to keep moving forward, Commissioner Sosa requested that the recapture

reallocation process for surtax be expedited to the January committee if possible.

Mr. Fortner explained that the recapture was a totally separate process and his staff would not be prepared for January's committee, however it was his intent to be prepared for February's committee and have the item before the Board of County Commissioners (BCC) by March.

Commissioner Sosa expressed appreciation to Mr. Fortner and his staff for trying to move forward expeditiously.

Commissioner Monestime asked that Mr. Fortner and his staff meet with the different entities that are ready to be funded regarding the recapture reallocation process.

Deputy Mayor Russell Benford requested that the foregoing proposed resolution be waived to the next BCC meeting.

Hearing no further questions or comments the committee proceeded to vote.

**2 COUNTY COMMISSION**

**3 DEPARTMENT**

**4 COUNTY MAYOR**

**5 COUNTY ATTORNEY**

**6 CLERK OF THE BOARD**

**7 REPORTS**

**8 ADJOURNMENT**

**Report:** *Hearing no further business to come before the Committee, the meeting was adjourned at 11:03 a.m.*



## CLERK'S SUMMARY OF Meeting Minutes

Stephen P. Clark  
Government Center  
111 N.W. 1st Street  
Miami, FL 33128

### Economic Development & Social Services Committee

Audrey M. Edmonson (3) Chair; Jean Monestime (2) Vice Chair; Commissioners  
Bruno A Barreiro (5), Lynda Bell (8), Esteban L. Bovo, Jr. (13), and Dennis C. Moss (9)

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Wednesday, January 16, 2013

9:30 AM

Commission Chambers

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**Members Present:** Bruno A. Barreiro, Lynda Bell, Esteban L. Bovo, Jr., Audrey M. Edmonson, Jean Monestime, Dennis C. Moss.

**Members Absent:** None.

**Members Late:** None.

**Members Excused:** None.

**Members Absent County Business:** None.

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#### 1 MINUTES PREPARED BY:

**Report:** Zorana Gainer, Commission Reporter  
305-375-3570

#### 1A INVOCATION AS PROVIDED IN RULE 5.05 (G)

**1B**      **ROLL CALL**

**Report:**    *The following staff members were present:*

~Deputy Mayor Russell Benford  
~Assistant County Attorney Terrence Smith  
~Assistant Shannon Summerset-Williams  
~Deputy Clerk Cindy White  
~Deputy Clerk Zorana Gainer

*Assistant County Attorney Terrence Smith advised that the following items were additions to today's (1/16) agenda, as requested by the Board of County Commissioners' Chairwoman Rebeca Sosa in her memorandum entitled, "Requested Changes to the Economic Development & Social Services Committee Agenda": Agenda items 3D and a request to defer agenda item 2A.*

*It was moved by Commissioner Moss to approve the foregoing changes to today's (1/16) meeting. This motion was seconded by Commissioner Bell and upon being put to a vote, passed by a vote of 5-0 (Commissioner Barreiro was absent).*

**1C**      **PLEDGE OF ALLEGIANCE****1D**      **SPECIAL PRESENTATIONS (Scheduled for 9:00 A.M.)**

1D1

130034    **Special Presentation****Rebeca Sosa**

**PRESENTATION OF SERVICE AWARDS TO THE  
FOLLOWING EMPLOYEE(S):**

***Presented***

ALBERTA A. CHARLES - CAHS - 30 YRS  
MARTHA SANTIAGO - CAHS - 30 YRS  
CALVIN JONES - PHCD - 30 YRS

**1E**      **PUBLIC HEARING**

1E1

**122319 Ordinance****Dennis C. Moss,****Lynda Bell, Audrey M. Edmonson**

ORDINANCE RELATING TO THE REFINANCING OF AFFORDABLE HOUSING LOANS MADE TO DEVELOPERS; PROVIDING FOR REFINANCING AND CONVERSION OF LOAN FUNDS TO OTHER AFFORDABLE HOUSING PROJECTS OF THE DEVELOPER UNDER CERTAIN CIRCUMSTANCES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Bell*

*Vote: 5-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Terrence Smith read the foregoing ordinance into the record.*

*Chairwoman Edmonson opened the public hearing, seeing no one wishing to be heard, the public hearing was closed.*

*Hearing no comments or questions the committee proceeded to vote.*

**2 COUNTY COMMISSION**

2A

**130035 Resolution****Rebeca Sosa**

RESOLUTION DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO PREPARE ANNUAL REPORTS FOR PRESENTATION TO THE BOARD OF COUNTY COMMISSIONERS REGARDING THE STATUS OF ALL AFFORDABLE HOUSING PROJECTS, INCLUDING THOSE PROJECTS FUNDED WITH SURTAX, SHIP, HOME, AND CDBG FUNDS

*Deferred to no date certain*

*Mover: Bell*

*Seconder: Bovo, Jr.*

*Vote: 4-0*

*Absent: Moss, Barreiro*

**3 DEPARTMENT**

3A

**130059 Resolution****Audrey M. Edmonson**

RESOLUTION DECLARING SURPLUS VACANT COUNTY-OWNED REAL PROPERTY; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SELL OR CONVEY PROPERTY LOCATED AT 1451 NW 68 TERRACE, MIAMI, FL IN ACCORDANCE WITH FLORIDA STATUTE 125.35(2); AND FLORIDA STATUTE 197.592; AUTHORIZING THE WAIVER OF ADMINISTRATIVE ORDER 8-4 AS IT PERTAINS TO REVIEW BY THE PLANNING ADVISORY BOARD; AND AUTHORIZING EXECUTION OF COUNTY DEED BY THE BOARD OF COUNTY COMMISSIONERS ACTING BY THE CHAIR OF THE BOARD FOR SUCH PURPOSE (Public Housing and Community Development)

*Forwarded to BCC with a favorable recommendation*

*Mover: Edmonson*

*Seconder: Moss*

*Vote: 5-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Terrence Smith read the foregoing resolution into the record.*

*Hearing no comments or questions the committee proceeded to vote.*

3B

**130055 Resolution****Economic Development & Social  
Services Committee**

RESOLUTION APPROVING RECAPTURE OF \$3,212,042 OF DOCUMENTARY STAMP SURTAX FUNDS FROM PREVIOUSLY FUNDED ACTIVITIES WITH ZERO PERCENT PROJECT COMPLETION FOR ALLOCATION TO PROJECTS IN THE FY 2013 REQUEST FOR APPLICATIONS DEEMED FEASIBLE FOR FUNDING (Public Housing and Community Development)

*Deferred to no date certain*

*Mover: Moss*

*Seconder: Monestime*

*Vote: 5-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Terrence Smith read the foregoing resolution into the record.*

*Commissioner Moss requested that the foregoing proposed resolution and other projects in his Commission District (Dist 9) be deferred, allowing an opportunity for the developers to meet with him and his staff members.*

*Hearing no further comments or questions the committee proceeded to vote.*

3C

**122432 Resolution****Rebeca Sosa**

RESOLUTION APPROVING AMENDMENTS TO THE INTERLOCAL AGREEMENT WITH MONROE COUNTY CREATING THE SOUTH FLORIDA WORKFORCE INVESTMENT BOARD FOR REGION 23 OF THE STATE OF FLORIDA; AUTHORIZING MAYOR OF MIAMI-DADE COUNTY TO EXECUTE AMENDMENT (South Florida Workforce)

*Amended*

**Report:** *See Agenda Item 3C Amended; Legislative File No. 130128.*

3C Amended

**130128 Resolution****Economic Development & Social Services Committee**

RESOLUTION APPROVING AMENDMENTS TO THE INTERLOCAL AGREEMENT WITH MONROE COUNTY CREATING THE SOUTH FLORIDA WORKFORCE INVESTMENT BOARD FOR REGION 23 OF THE STATE OF FLORIDA; AUTHORIZING MAYOR OF MIAMI-DADE COUNTY TO EXECUTE AMENDMENT [SEE ORIGINAL ITEM UNDER FILE NO. 122432] (South Florida Workforce)

*Forwarded to BCC with a favorable recommendation with committee amendment(s)*

*Mover: Moss*

*Seconder: Edmonson*

*Vote: 5-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Terrence Smith read the foregoing resolution into the record.*

*Assistant County Attorney Smith noted the foregoing resolution needed to be amended to attach Resolution R-315-06 which had been inadvertently omitted.*

*Commissioner Moss inquired what the trend was in terms of the economic climate and whether there was any indication regarding the amount of funding or any major changes.*

*Responding to Commissioner Moss' inquiry, Phil Edwards, Policy Coordinator, South Florida Workforce noted that the Workforce Investment Act and Dislocated Workers funds would continue to be cut.*

*Commissioner Moss asked Deputy Mayor Benford to provide a report to committee members regarding the amount of funding received by the South Florida Workforce in 2012.*

*Hearing no comments or questions the committee proceeded to vote.*



3D

**130082 Resolution***Amended*

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE AN AMENDED AND RESTATED PIER CHECK-IN, STEVEDORING AND SECURITY SERVICES ACCESS AND UNITARY INVOICE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND NCL (BAHAMAS), LTD. ("NORWEGIAN"); AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE A NON-EXCLUSIVE PIER CHECK-IN SERVICE CONTRACT BETWEEN MIAMI-DADE COUNTY AND SMS INTERNATIONAL SHORE OPERATIONS U.S. INC. IN THE ANNUAL AMOUNT OF APPROXIMATELY \$1.7 MILLION; WAIVING BY TWO-THIRDS (2/3) VOTE COMPETITIVE BIDDING AND BID PROTEST PROCEDURES PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY IN CONNECTION WITH THE APPROVAL AND EXECUTION OF THE AFOREMENTIONED PIER CHECK-IN SERVICE CONTRACT WITH SMS INTERNATIONAL SHORE OPERATIONS U.S. INC., AND IN CONNECTION WITH THE PIER CHECK-IN, STEVEDORING AND SECURITY ACCESS AND UNITARY INVOICE AGREEMENT WITH NORWEGIAN, THE MAYOR FINDING IT TO BE IN THE BEST INTEREST OF THE COUNTY TO DO SO; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL RIGHTS CONFERRED THEREIN (Port of Miami)

**Report:** See Agenda Item 3D Amended; Legislative File No. 130129.

3D Amended

**130129 Resolution****Rebeca Sosa**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE AN AMENDED AND RESTATED PIER CHECK-IN, STEVEDORING AND SECURITY SERVICES ACCESS AND UNITARY INVOICE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND NCL (BAHAMAS), LTD. ("NORWEGIAN"); AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE A NON-EXCLUSIVE PIER CHECK-IN SERVICE CONTRACT BETWEEN MIAMI-DADE COUNTY AND SMS INTERNATIONAL SHORE OPERATIONS U.S. INC. IN THE ANNUAL AMOUNT OF APPROXIMATELY \$1.7 MILLION; WAIVING BY TWO-THIRDS (2/3) VOTE COMPETITIVE BIDDING AND BID PROTEST PROCEDURES PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1 OF THE CODE OF MIAMI DADE COUNTY IN CONNECTION WITH THE APPROVAL AND EXECUTION OF THE AFOREMENTIONED PIER CHECK-IN SERVICE CONTRACT WITH SMS INTERNATIONAL SHORE OPERATIONS U.S. INC., AND IN CONNECTION WITH THE PIER CHECK-IN, STEVEDORING AND SECURITY ACCESS AND UNITARY INVOICE AGREEMENT WITH NORWEGIAN, THE MAYOR FINDING IT TO BE IN THE BEST INTEREST OF THE COUNTY TO DO SO; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL RIGHTS CONFERRED THEREIN [PLEASE SEE ORIGINAL ITEM UNDER FILE NO. 130082] (Port of Miami)

*Forwarded to BCC with a favorable recommendation with committee amendment(s)*

*Mover: Moss*

*Seconder: Edmonson*

*Vote: 5-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Terrence Smith read the foregoing resolution into the record.*

*Assistant County Attorney Smith noted the following amendment(s) to the foregoing proposed resolution: On typewritten page two, to correct the scrivener's error in the sixth paragraph, the Resolution number should read R-1431-09; in the last paragraph on the same page (typewritten page two) strike the words "The County, at its sole discretion, has the option to renew for two (2) additional one (1) year terms" from the 3rd sentence from the bottom of the page; On typewritten page 34 Article five, strike everything except the first sentence, this sentence should read, "The Contract shall be deemed effective on May 1, 2012 and shall be for two (2) years.*

*Chairwoman Edmonson apprised Committee members that she had requested staff to remove*

*the two additional one year options to renew the contracts noting that they were working with procurement to establish a pool of vendors; and there was no need to provide an extend bid waiver because there will be enough time to establish a contract by May 2014.*

*Samuel Masol (phonetic), President, SMS International Shore Operations appeared before the Committee and gave consent to the aforementioned changes to the contract.*

*Hearing no further questions or comments, the Committee proceeded to vote.*

**4 COUNTY MAYOR**

**5 COUNTY ATTORNEY**

**6 CLERK OF THE BOARD**

6A

**130028 Report**

CLERK'S SUMMARY OF MEETING MINUTES FOR THE ECONOMIC DEVELOPMENT AND SOCIAL SERVICES COMMITTEE MEETING(S): NOVEMBER 15, 2012 (Clerk of the Board)

*Approved*

**Report:** *Assistant County Attorney Terrence Smith read the foregoing report into the record.*

*Hearing no comments or questions the Committee proceeded to vote.*

**7 REPORTS**

**8 ADJOURNMENT**

**Report:** *Hearing no further business to come before the committee the meeting was adjourned at 10:05 a.m.*